



DONALD L. WOLFE, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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September 6, 2005

IN REPLY PLEASE

REFER TO FILE: **C-1**

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

AWARD OF PUBLIC WORKS CONSTRUCTION CONTRACTS SUPERVISORIAL DISTRICTS 1 AND 5 3 VOTES

IT IS RECOMMENDED THAT YOUR BOARD:

Award and authorize the Director of Public Works or his designee to prepare the construction contracts in the form previously approved by County Counsel, execute the contracts, and establish the effective dates following receipt of approved Faithful Performance and Labor and Material bonds filed by the contractors for the following:

Project ID No. RDC0013924 - Whittier Boulevard, et al., vicinity of East Los Angeles (1), to Sully-Miller Contracting Company, in amount of \$697,011.50.

Project ID No. WWD4004029 - Equipping of Drinking Water Well Nos. 4-62, 4-67, and 4-68, City of Lancaster (5), to PPC Construction, Inc., in amount of \$897,600.00.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

We are recommending that your Board award these construction contracts and authorize the Director of Public Works or his designee to execute the contracts and establish the effective contract dates following receipt of approved bonds and insurance filed by contractors for each of these projects.

The enclosure for each project includes the project description, the call for bids and bid opening dates, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposals for each project are also enclosed, including addenda to the contract specifications for Project ID Nos. RDC0013924 and WWD4004029.

The recommended construction contracts are necessary to execute Board-directed and approved Public Works projects in support of operational missions. Your Board's approval of the recommended contract awards and our subsequent execution of the contracts will ensure the timely completion of the projects.

Implementation of Strategic Plan Goals

The award of these construction contracts is consistent with the County Strategic Plan Goal of Service Excellence since these contracts will provide improved infrastructure to better serve the public.

FISCAL IMPACT/FINANCING

The enclosure for each project includes the amount of the recommended contract as compared with the engineer's estimate and the other bids received.

These projects are included in the 2005-06 Department of Public Works Budget. The enclosure for each project includes more detailed fiscal and financial information.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Recommended contract awards are to the lowest responsible bidders in accordance with the California Public Contract Code and your Board's directives.

On October 27, 1981, your Board adopted a program for the use of small Minority and Women-owned Businesses (MWBs) on Federal- and State-funded highway construction contracts. Companies meeting these requirements are certified by the State as Disadvantaged Business Enterprises (DBEs). An overall goal for subcontracting portions of the work to DBEs is established for each project. Contracts are recommended for award to the lowest responsible bidder who meets the goal or documents a good faith effort to do so in conformance with the program.

We have also developed an outreach program to encourage all qualified contractors to participate in the bidding and contracting process on our projects. Under this program, we place notices of upcoming bids in local and minority newspapers throughout the County. These notices indicate that copies of plans and specifications are available at specified libraries and the Public Works Headquarters building. This allows interested contractors to view the plans and specifications at convenient locations. We also provide telephone numbers (including one for Spanish-speaking contractors) to obtain further information on bidding and subcontracting opportunities.

To further increase contractor awareness of contracting opportunities with Public Works, each of these projects was listed on the County website for upcoming bids.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

As required by your Board, language has been incorporated into the project specifications stating that the contractor shall notify its employees, and shall require each subcontractor to notify its employees, that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

The contracts will be in the form previously approved by County Counsel. We will also review and approve the faithful performance and payment bonds filed by the contractors.

ENVIRONMENTAL DOCUMENTATION

Each of these projects was found to be categorically exempt from the provisions of the California Environmental Quality Act at the time your Board called for bids. The specifics of these findings are included in the enclosure for each project.

CONTRACTING PROCESS

The contracts were solicited on an open competitive basis in accordance with the provisions of the Public Contract Code.

The project specifications contain provisions requiring the contractor to report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees.

Public Works has confirmed that all of the respective contractors are in compliance with the County's Child Support Compliance Program and the requirements of the Contractor Employee Jury Service Program. In addition, the contracts will include language requiring compliance with the Newborn Abandonment Law (Safely Surrendered Baby Law).

The project specifications also contain a provision that, should the contractor require additional or replacement personnel to fill employment openings, consideration shall be given to hiring qualified participants in the County's Greater Avenues for Independence or General Relief Opportunities for Work Programs.

To ensure that the contracts are awarded to responsible contractors with satisfactory performance histories, bidders are required to report False Claims Act violations, labor law/payroll violations, debarments, their civil litigation history, and information regarding prior criminal convictions. The information reported by all of the respective contractors was considered before making this recommendation to approve execution of the contracts.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

These construction contracts will result in improved public works infrastructure in the communities where the work is scheduled. Where appropriate, local residents and businesses will be informed that traffic and local access may be mildly disrupted during the construction. The proposed schedules for construction are included in the enclosure for each project.

The Honorable Board of Supervisors
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CONCLUSION

Please return one adopted copy of this letter to Public Works.

Respectfully submitted,

DONALD L. WOLFE
Director of Public Works

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Enc. 2

cc: Chief Administrative Office
County Counsel
Office of Affirmative Action Compliance

AWARD OF CONTRACT
September 6, 2005

PROJECT ID NO. RDC0013924, WHITTIER BOULEVARD, ET AL. (in the vicinity of East Los Angeles), Supervisorial District 1

TYPE OF WORK: Resurfacing of existing roadway pavement; reconstruction of curb and gutter, sidewalk, driveways, alley intersections, curb ramps, and concrete bus pads; removal and planting of parkway trees; installation of striping and pavement markings; and other appurtenant work.

CALL FOR BIDS DATE: July 19, 2005 (Synopsis 41)

BID OPENING DATE: August 16, 2005

BID SUMMARY:

Sully-Miller Contracting Company, a corporation 1100 East Orangethorpe Avenue, Suite 200 Anaheim, California 92801 (714) 578-9628	\$697,011.50
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FINANCIAL INFORMATION:

Amount of estimate	\$528,998.25
Amount of recommended contract	\$697,011.50
Amount of recommended contract above estimate	\$168,013.25

The amount of the recommended contract is 32 percent above the estimate, which is based on the bid history of the various items. A review of the estimate indicates that the prices estimated for traffic control and asphalt rubber hot mix were below current market prices for a project of this nature. While the bid price is significantly higher than the estimate, readvertising the project will result in increased contract administration costs and delay resurfacing and reconstruction of the street with no guarantee that lower bids will be received. Therefore, we recommend award of the contract to the low bidder.

This project will be administered under the Federal Surface Transportation Program (STP) covered by Agreement No. 71078 with the State of California. Under this program, Federal-aid funds allocated to local agencies are used to finance a portion of the cost of the road improvement projects. This project is included in the Fiscal Year 2005-06 Proposition C Local Return and Road Fund Budgets.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISES DATA:

Sully-Miller Contracting Company has three MWBE subcontractors/suppliers under this contract, yielding a proposed DBE participation of 6 percent. This contract has a Federal DBE goal of 16 percent. Accordingly, Sully-Miller was required to submit good faith effort documentation in accordance with Title 49 CFR, Section 28. Our review of the documentation has substantiated that a good faith effort was made.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1, Subsections (x)(2), (x)(9), and (x)(14), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 60 working days. It is estimated that the work will start in November 2005 and be completed in February 2006.

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AWARD OF CONTRACT
September 6, 2005

PROJECT ID NO. WWD4004029, EQUIPPING OF DRINKING WATER WELL
NOS. 4-62, 4-67, AND 4-68 (City of Lancaster), Supervisorial District 5

TYPE OF WORK: Equipping of three previously drilled water wells including the construction of 8-inch steel discharge pipe, air release and vacuum valves, check valves, and gate valves; the installation of electrical conduits, wires, and panels; and other appurtenant work.

CALL FOR BIDS DATE: July 19, 2005 (Synopsis 39)

BID OPENING DATE: August 16, 2005

BID SUMMARY:

Low PPC Construction, Inc., a corporation 336 North Central Avenue, Suite 10A Glendale, California 91203 (818) 662-8040	\$ 897,600.00
2 Southwest Engineering, Inc.	\$1,477,300.00

FINANCIAL INFORMATION:

Amount of estimate	\$ 873,850.00
Amount of recommended contract	\$ 897,600.00
Amount of recommended contract above estimate	\$ 23,750.00

The amount of the recommended contract is 2.7 percent above the estimate.

Sufficient funds to cover the cost of this project are included in the Fiscal Year 2005-06 Accumulative Capital Outlay Fund of Waterworks District No. 40, Antelope Valley.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

PPC Construction, Inc., has no MWBE subcontractors/suppliers under this contract. This contract does not have a Federal or State DBE goal.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 3, Subsection (c), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 90 working days. It is estimated that the work will start in October 2005 and be completed in February 2006.

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